

**BOARD OF COUNTY COMMISSIONERS
AGENDA ITEM SUMMARY**

Meeting Date: July 14, 2004

Division: County Attorney

AGENDA ITEM WORDING:

Approval of a Resolution renouncing and disclaiming any right of the County and the public in and to a portion of Sea Lane, Geiger Key.

ITEM BACKGROUND:

Petition has been reviewed and approved by Planning, Engineering and Fire Marshal.

PREVIOUS RELEVANT BOCC ACTION:

On April 21, 2004, the Board granted approval to advertise this matter for public hearing.

CONTRACT/AGREEMENT CHANGES:

N/A


STAFF RECOMMENDATIONS:

Approval.

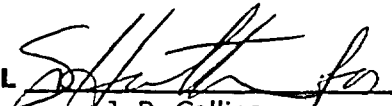
TOTAL COST:

BUDGETED: Yes ! No !

COST TO COUNTY: Petitioner pays costs.

APPROVED BY: County Attorney  OMB/Purchasing ! Risk Management !

DIVISION DIRECTOR APPROVAL


J. R. Collins

DOCUMENTATION:

Included !

To Follow !

Not Required !

AGENDA ITEM

T2

RESOLUTION NO. - 2004

**A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF
MONROE COUNTY, RENOUNCING AND DISCLAIMING ANY RIGHT OF
THE COUNTY AND THE PUBLIC IN AND TO A PORTION OF SEA LANE,
GEIGER KEY, MONROE COUNTY, FLORIDA**

WHEREAS, the Board of County Commissioners of Monroe County, Florida, desires to renounce and disclaim any right of the County and the public in and to the hereinafter described streets, alley-ways, roads or highways, and

WHEREAS, due notice has been published and a public hearing has been held in accordance with Chapter 336, Florida Statutes, and

WHEREAS, at said public hearing the Board considered the argument of all parties present wishing to speak on the matter, and all premises considered concerning the renouncing and disclaiming of any right of the County and the public in and to the hereinafter described streets, alley-ways, roads or highways as delineated on the hereinafter described map or plat, and

WHEREAS, the Board has determined that vacation of the said road is for the general public welfare, and conforms to the requirement of Fla. Stat. Secs. 336.09 and 336.10; now, therefore,

BE IT RESOLVED THAT THE BOARD OF COUNTY COMMISSIONERS OF MONROE COUNTY, FLORIDA, hereby renounces and disclaims any right of the County and the public in and to the following described streets, alley-ways, roads or highways as delineated on the hereinafter described map or plat, to-wit:

A PARCEL OF LAND BEING A PORTION OF THE RIGHT OF WAY LINE OF SEA LANE AS SHOWN ON THE PLAT ENTITLED "GEIGER MOBILE HOMES" ACCORDING TO THE PLAT THEREOF, AS RECORDED IN PLAT BOOK 5, AT PAGE 77 OF THE PUBLIC RECORDS OF MONROE COUNTY, FLORIDA, SAID PARCEL BEING MORE PARTICULARLY DESCRIBED BY METES AND BOUNDS AS FOLLOWS:

BEGIN AT THE NE'LY CORNER OF LOT 25, BLOCK 8, OF THE SAID PLAT OF "GEIGER MOBILE HOMES" AND RUN THENCE SOUTH ALONG THE W'LY RIGHT OF WAY LINE OF THE SAID SEA LANE FOR A DISTANCE OF 55.00 FEET TO THE NW'LY RIGHT OF WAY LINE OF THE SAID SEA LANE; THENCE BEAR N 31°05'12"E AND ALONG THE SAID NW'LY RIGHT OF WAY OF SEA LANE FOR A DISTANCE OF 95.84 FEET TO THE E'LY RIGHT OF WAY LINE OF THE SAID SEA LANE; THENCE S 60°49'00"W FOR A DISTANCE OF 57.27 FEET BACK TO THE POINT OF BEGINNING.

PASSED AND ADOPTED by the Board of County Commissioners of Monroe County, Florida, at a regular meeting of the Board on the 14th day July, 2004.

Mayor Nelson
Mayor Pro Tem Rice
Commissioner McCoy
Commissioner Neugent
Commissioner Spehar

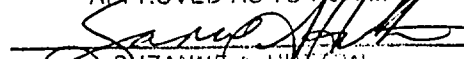
(SEAL)
Attest: DANNY L. KOLHAGE, Clerk

BOARD OF COUNTY COMMISSIONERS
OF MONROE COUNTY, FLORIDA

By _____
Deputy Clerk

MONROE COUNTY ATTORNEY

APPROVED AS TO FORM:


SUZANNE A. HUTTON
ASSISTANT COUNTY ATTORNEY

By _____
Mayor/Chairperson

ROAD ABANDONMENT PETITION

NAME REESE & MARILYN PALLEY
ADDRESS 156 SEA LANE
STREET/EASEMENT to be abandoned END OF SEA LANE
KEY COEGER Mile Marker 10.6
DATE 1/27/03 PHONE 295-0700 FAX _____
E-mail REESEPALLEY@AOL.COM

We hereby petition the Honorable Board of County Commissioners to renounce and disclaim any right of the County and the public in and to the above-referenced street, alleyway, road or right-of-way as further depicted and described in the following attachments:

(Exhibit A)

Survey (preferably 11" x 17" or 8½" x 11") Description of roadway to be abandoned and survey showing that portion marked with diagonal lines with petitioners' property clearly delineated and outlined, and showing all adjacent properties.

(Exhibit B)

Map of Key on which road is located, clearly showing US 1, Mile Marker number and portion of road to be abandoned.

(Exhibit C)

Copies of Deed(s) - Petitioners certify that they are the sole owners of Lot(s) _____ and that the abandonment of said road will not take away from other property holders' right of ingress and egress to their property, and that taxes for the year _____ have been paid on their subject land.

(Exhibit D)

Legal description of that portion of roadway which petitioners seek to have abandoned.

(Exhibits E-1, E-2, E-3, E-4)

Letters of no objection from utility companies - including, but not limited to, water, electricity, telephone, and cable TV.

(Exhibit F)

Letters of no objection from all adjacent property owners and list of names and addresses of all adjacent property owners.

Petitioners seek the abandonment for the following reasons:

STRAIGHTEN OUT AWKWARD ENTRANCE TO
PROPERTY AND IMPROVE APPEARANCE
OF NEIGHBORHOOD.

Petitioners agree to be responsible for and pay for all costs of advertising and recording fees incurred relative to this request for the vacation.

Petitioners further agree to grant any easement necessary for the furnishing of utilities, including without limitation, electric power, water, sewer, telephone, gas, cable and other electric communication services to the same extent as is common within this area as to height, width and degree, upon request for such service or by the BOCC through its authorized agents. If easements are so required, copies of the executed documents will be provided to the County before the petition is presented to the BOCC.

Petitioners certify that the road to be abandoned does not end at water or that, if it does, the road is not a dedicated and accepted right-of-way (including by operation of law due to construction or maintenance by County).

WHEREFORE, Petitioners formally request the Honorable Board of County Commissioners to grant this petition.

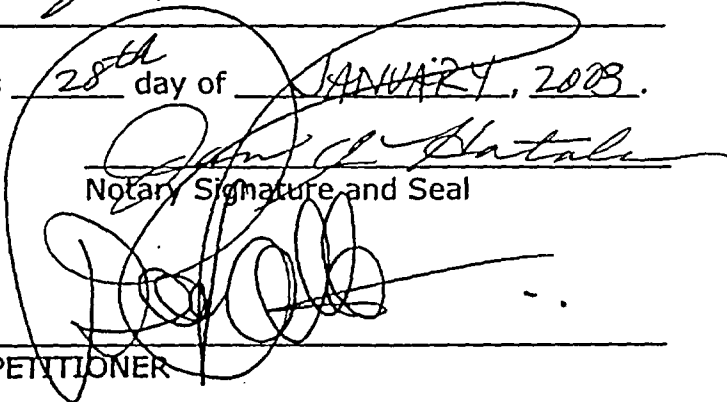

PETITIONER

- ☒ Is personally known to me.
☐ Provided as identification _____

Sworn to and subscribed before me this 28th day of JANUARY, 2003.

Typed Notary Name and Number

JAN E. HOTALEN
NOTARY PUBLIC - STATE OF FLORIDA
COMMISSION # CC876077
EXPIRES 10/3/2003
BONDED THRU ASA 1-888-NOTARY1


Notary Signature and Seal

PETITIONER

- ☒ Is personally known to me.
☐ Provided as identification _____

Sworn to and subscribed before me this 28th day of JANUARY, 2003.

Typed Notary Name and Number

JAN E. HOTALEN
NOTARY PUBLIC - STATE OF FLORIDA
COMMISSION # CC876077
EXPIRES 10/3/2003
BONDED THRU ASA 1-888-NOTARY1


Notary Signature and Seal

LEGEND

- ⊙ Found 1/2" Iron Pipe (No ID)
- ▲ Found Nail & Disc (FHH)
- △ Set Nail & Disc (LB 7131)
- Set #5 rebar w/cap (LB 7131)
- (M) Measured
- (R) Record
- (M/R) Measured & Record
- C.B.S. Concrete Block Structure
- Conc. Concrete
- R\W Right of Way
- ℄ Centerline
- ⊙ Wood Utility Pole
- ⊠ Concrete Light Pole
- P- Overhead Utility Lines
- Water Meter

Map of:
Boundary Survey for:
Reese and Marilyn Palley of a
portion of Sea Lane, GEIGER MOBILE
HOMES, Geiger Key, Key West, FL

TES:
The legal description shown hereon was authored by the undersigned.
Underground foundations and utilities were not located.

All angles are 90° (Measured & Record) unless otherwise noted.

Street address: Sea Lane, Key West, FL.

This survey is not valid without the signature and the original raised seal of a
Florida licensed surveyor and mapper.

Lands shown hereon were not abstracted for rights-of-way, easements, ownership,
or other instruments of record.

Bearings are based on the centerline of Sea Lane, as South, as per plat.

Error of closure exceeds one part in 10,000.

Date of field work: July 25, 2002.

BOUNDARY SURVEY OF: A parcel of land being a portion of the right of way line of Sea Lane
shown on the plat entitled "GEIGER MOBILE HOMES" according to the plat thereof, as
ordered in Plat Book 5, at Page 77 of the Public Records of Monroe County, Florida, said
parcel being more particularly described by metes and bounds as follows:

BEGIN at the NE'ly corner of Lot 25, Block 8, of the said plat of "GEIGER MOBILE HOMES" and
thence South along the W'ly right of way line of the said Sea Lane for a distance of
10 feet to the NW'ly right of way line of the said Sea Lane; thence bear N 31°05'12" E and
along the said NW'ly right of way line of Sea Lane for a distance of 96.84 feet to the E'ly
right of way line of the said Sea Lane; thence S 60°49'00" W for a distance of 57.27 feet
back to the Point of Beginning.

BOUNDARY SURVEY FOR: Reese and Marilyn Palley;

BY: NORBY & O'FLYNN SURVEYING, INC.

Norby O'Flynn, PSM
Florida Reg. #6298

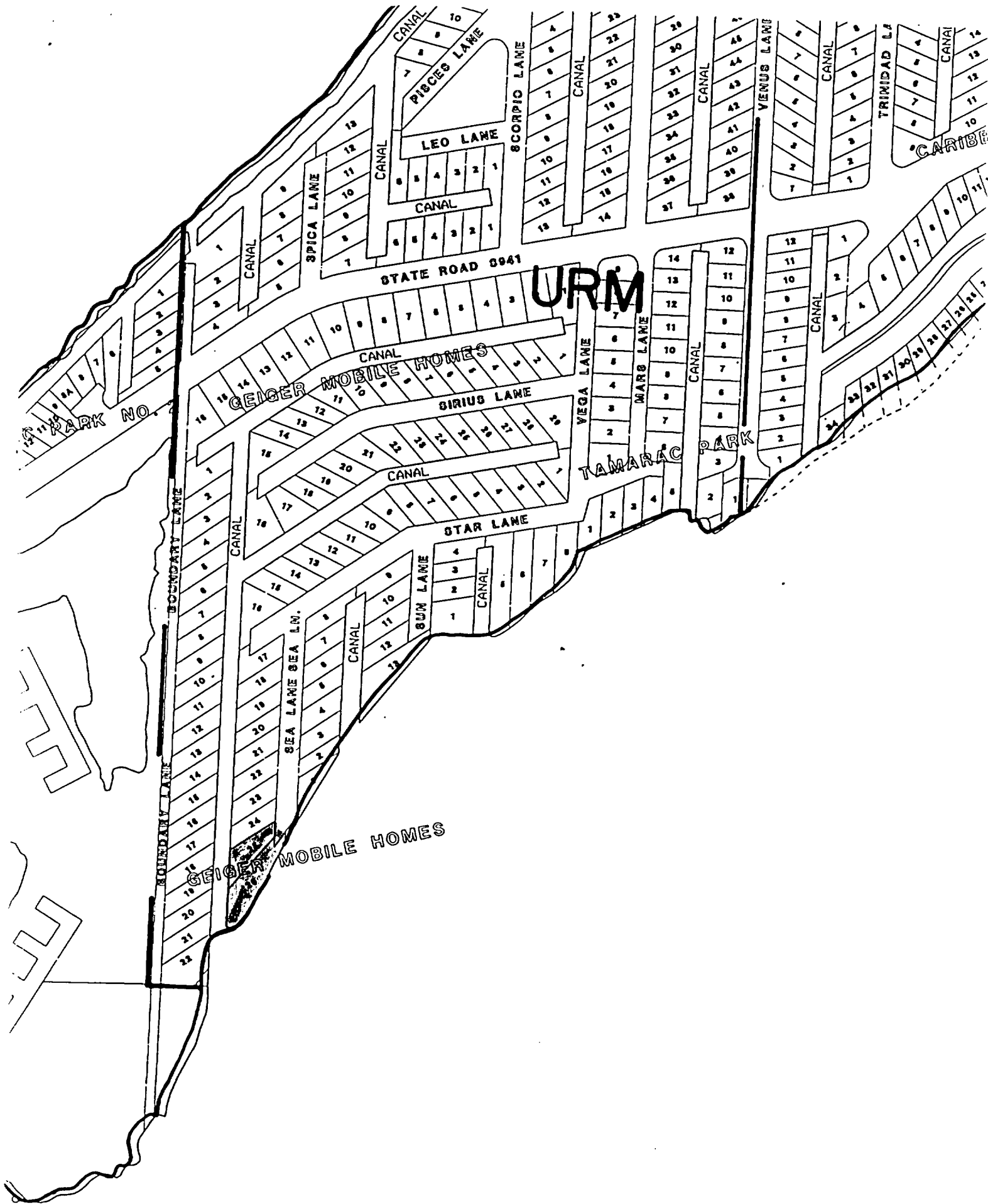
31, 2002

NORBY & O'FLYNN
Surveying, Inc.



Professional Land Surveyors
LB No. 7181

3430 Duck Ave., Key West, FL 33040
(305) 298-7422 FAX (305) 293-9924



★ 156 Sea Ln, Key West, FL 33040-6320

YAHOO!



This instrument was prepared by
and return to:

ALLEN & GOLDMAN, P.A.
Attorneys at Law
617 Whitehead Street
Key West, Florida 33040

MONROE COUNTY
OFFICIAL RECORDS

FILE #1066221
BK#1518 PG#440

Grantee #1 S.S. No. 155-01-3980
Grantee #2 S.S. No. 145-38-9497
Property Appraiser's
Parcel Identification No. 00146790-000100

RCD Jun 02 1998 10:22AM
DANNY L. KOLHAGE, CLERK

DEED DOC STAMPS 0.70
06/02/1998 PP DEP CLK

QUIT CLAIM DEED

(Wherever used herein, the term "party" shall include the heirs, personal representatives and/or assigns of the respective parties hereto; the use of the singular number shall include the plural and the plural the singular, and the use of any gender shall include all genders).

THIS INDENTURE, made this 26th day of May, 1998, between SCHARF LAND DEVELOPMENT CO., whose post office address is P.O. Box 1171, Ballwin, MO 63022-1171 of the County of St. Louis, State of Missouri, grantor, and REESE PALLEY and MARILYN A. PALLEY, husband and wife, whose post office address is 156 Sea Lane, Tamarac Park, Key West, FL 33040 of the County of Monroe in the State of Florida, grantee,

WITNESSETH that said grantor, for and in consideration of the sum of TEN DOLLARS AND OTHER GOOD AND VALUABLE CONSIDERATIONS to said grantor in hand paid by said grantee, the receipt whereof is hereby acknowledged, has remised, released, and quitclaimed, and by these presents does remise, release and quitclaim unto the said party of the second part the following described land, situate lying and being in the County of Monroe, State of Florida, to-wit:

PT Lot 26, Block 8, portion lying Southeasterly of a Southerly extension of the West Line of Sea Lane and PT Lot 1, Block 9, that lies Westerly of the East side of Sea Lane, recorded in Plat Book 5, Page 77 of the Public Records of Monroe County, Florida.

TO HAVE AND TO HOLD the same, together with all and singular the appurtenances thereunto belonging or in anyway appertaining, and all estate, right, title, interest and claim whatsoever of the said party of the first part, either in law or equity, to the only proper use, benefit and behoof of the said party of the second part.

IN WITNESS WHEREOF, the said grantor has hereunto set his hand and seal the day and year first above written.

C

SIGNED, SEALED AND DELIVERED
IN OUR PRESENCE:

SCHARF LAND DEVELOPMENT CO.

Katherine Young
Name:

Ken Mark
Name:

By: John Scharf
President

WITNESSES AS TO SIGNATURE

STATE OF MISSOURI)
COUNTY OF ST. LOUIS)

I HEREBY CERTIFY that on this day personally appeared before me, an officer duly authorized to administer oaths and take acknowledgments, the President of SCHARF LAND DEVELOPMENT CO. John Scharf, who executed the foregoing deed and who has produced Driver's license as identification.

IN WITNESS WHEREOF, I hereunto set my hand and official seal at St. Louis County said County and State, this 26th day of May, 1998.

Marlys Thompson
Print Name: Marlys Thompson
NOTARY PUBLIC
My Commission Expires

(SEAL)

MONROE COUNTY
OFFICIAL RECORDS

MARLYS THOMPSON
Notary Public - Notary Seal
STATE OF MISSOURI
St. Louis County
My Commission Expires July 22, 1998

FILE #1066221
BK#1518 PG#441

This Instrument Prepared by:

Address: "SAME"

Grantee Name and S.S. #:

REESE PALLEY

Grantee Name and S.S. #:

MARILYN ARNOLD PALLEY

SPACE ABOVE THIS LINE FOR PROCESSING DATA

OFF
REC

1366 PAGE 0894

D3 Paid

Date

MONROE COUNTY

DANNY L. KOLHASE, CLERK CIR. CT.

SPACE ABOVE THIS LINE FOR PROCESSING DATA

This Indenture,

Wherever used herein, the term "party" shall include the heirs, personal representatives, successors and/or assigns of the respective parties hereto; the use of the singular number shall include the plural, and the plural the singular; the use of any gender shall include all genders; and, if used, the term "note" shall include all the notes herein described if more than one.

Made this 18th day of August A. D. 19 95
Between **CARMEN RAYMOND and PAULA RAYMOND, his wife**
whose address is: 43 Huron Avenue, Wayne

of the County of Monroe in the State of New Jersey
party of the first part, and **REESE PALLEY and MARILYN ARNOLD PALLEY, his wife**
whose address is: PO Box 1471, Summerland Key, FL 33042

of the County of Monroe in the State of Florida
party of the second part,

Witnesseth, that the said party of the first part, for and in consideration of the sum of TEN DOLLARS AND NO/100 AND OTHER GOOD AND VALUABLE CONSIDERATION Dollars, to him in hand paid by the said party of the second part, the receipt whereof is hereby acknowledged, has granted, bargained and sold to the said party of the second part his heirs and assigns forever, the following described land, situate lying and being in the County of Monroe, State of Florida, to wit:

Lot 26, Block 8, GEIGER MOBILE HOMES, less that portion of said lot lying Southeasterly of a Southerly extension of the West line of Sea Lane, a Subdivision according to the Plat thereof, recorded in Plat Book 5, at Page 77 of the Public Records of Monroe County, Florida.

SUBJECT TO: Taxes for the year 1995 and subsequent years.
SUBJECT TO: Conditions, limitations, easements and restrictions of record, if any.

Property Appraiser's Parcel Identification Number: 146790-000000

And the said party of the first part does hereby fully warrant the title to said land, and will defend the same against the lawful claims of all persons whomsoever.

In Witness Whereof, the said party of the first part has hereunto set his hand and seal the day and year first above written.

Signed, Sealed and Delivered in Our Presence:

CARMEN RAYMOND
ROBERT MACMOYLE
Printed Name of Witness No. 1

PAULA RAYMOND
UDAY SHETH
Printed Name of Witness No. 2

CARMEN RAYMOND

PAULA RAYMOND

MONROE COUNTY, FLA.

95 AUG 22 AM 1:49

FILED FOR RECORD

State of ~~Florida~~

County of _____

906065

OFF REC 1366 PAGE 0895

The foregoing instrument was acknowledged before me this 18 day of

AUGUST

19 95

by CARMEN RAYMOND AND PAULA RAYMOND

who is personally known to me or who has produced

as identification and who did (did not) take an oath.

Nancy C. Festa
Signature
Nancy C. Festa

Printed Name

NOTARY PUBLIC

Title

Serial #, if Any
NANCY C. FESTA
Notary Public, State of New Jersey
No. 2164824
Qualified in Essex County
Commission Expires April 22, 1999



Recorded in Official Records
in Miami County, Florida
Recorded
BANNY L. KOLHAGE
Clerk Circuit Court

THIS INSTRUMENT PREPARED BY AND RETURN TO:

FELDMAN, KOENIG, & HIGHSMITH, P.A.
3158 NORTHSIDE DRIVE
KEY WEST, FL 33040

DEED DOC STAMPS 2023.00
01/15/2002 DEP CLK

Property Appraisers Parcel Identification (Folio) Numbers:
00146780-000000
Grantees SS #s:

SPACE ABOVE THIS LINE FOR RECORDING DATA

THIS WARRANTY DEED, made the 14th day of January, A.D. 2002 by RICHARD WANG and PEIYUN LEE WANG, husband and wife, herein called the grantors, to REESE PALLEY and MARILYN ARNOLD PALLEY, husband and wife whose post office address is 154 SEA LANE - GEIGER KEY, KEY WEST, FL 33040, hereinafter called the Grantees:

(Wherever used herein the terms "grantor" and "grantee" include all the parties to this instrument and the heirs, legal representatives and assigns of individuals, and the successors and assigns of corporations)

WITNESSETH: That the grantors, for and in consideration of the sum of TEN AND 00/100'S (\$10.00) Dollars and other valuable considerations, receipt whereof is hereby acknowledged, hereby grants, bargains, sells, aliens, remises, releases, conveys and confirms unto the grantee all that certain land situate in MONROE County, State of Florida, viz:

Lot 25, Block 8, GEIGER MOBILE HOMES, a Subdivision according to the Plat thereof, recorded in Plat Book 5, at Page 77, of the Public Records of Monroe County, Florida.


TOGETHER, with all the tenements, hereditaments and appurtenances thereto belonging or in anywise appertaining.

TO HAVE AND TO HOLD, the same in fee simple forever.

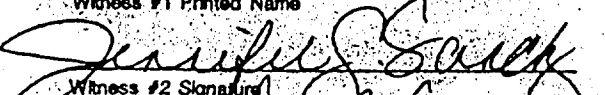
With said grantee that the grantors are lawfully seized of said land in fee simple; that the grantors have good right and lawful authority to sell and convey said land and that they warrant the title to said land and the same against the lawful claims of all persons whomsoever; and that said land is free of all encumbrances, except taxes accruing subsequent to December 31, 2002.

IN WITNESS WHEREOF, the said grantors have signed and sealed these presents the day and year first above written.

Signed, sealed and delivered in the presence of:


Witness #1 Signature

RALPH SANCHEZ
Witness #1 Printed Name


Witness #2 Signature

JENNIFER G. SANCHEZ
Witness #2 Printed Name


RICHARD WANG
154 SEA LANE - GEIGER KEY, KEY WEST, FL 33040 L.S.


PEIYUN LEE WANG
154 SEA LANE - GEIGER KEY, KEY WEST, FL 33040 L.S.

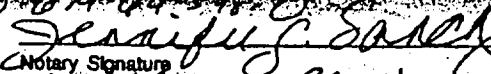
STATE OF FLORIDA
COUNTY OF MONROE

This foregoing instrument was acknowledged before me this 14th day of January, 2002 by RICHARD WANG and PEIYUN LEE WANG who are personally known to me and have produced as Identification:

SEAL

My Commission Expires:




Notary Signature
JENNIFER G. SANCHEZ
Printed Notary Signature

ACCESS EASEMENT

THIS EASEMENT, Made this 5th day of March, 2004, by and between the Reese Palley and Marilyn A. Palley, Grantors, whose address is 156 Sea Lane, Key West, Fl. 33040, to Reese Palley and Marilyn A. Palley, Grantees.

WITNESSETH:

WHEREAS, the Grantors and grantees are one and the same; and

WHEREAS, the parties have petitioned the County to abandon a portion of Sea Lane, Geiger Key, Monroe County, Florida, as platted in the official records of Monroe County at Plat Book 5, page 77, subdivision of Geiger Mobile Homes; and

WHEREAS, the parties own Lots 25 and 26, Block 8 of said subdivision; and

WHEREAS, it is necessary to insure that after the abandonment, Lot 26 will continue to have ingress and egress access should the parties sell Lot 25; a utility easement;

NOW, THEREFORE, for and consideration of the accessibility to be made available to Lot 26, the Grantors do grant to Grantees, their successors and assigns, a perpetual easement on, over and above that portion of Sea Lane which is described in Exhibit A and attached hereto for the purpose of ingress, egress, to Lot 26.

IN WITNESS WHEREOF, the Grantees have executed this easement, the day and year first stated above.

WITNESSES:

Fredericka A. White
Fredericka A. WHITE

Gordon W. Franklin
Gordon W. Franklin

GRANTORS:

Reese Palley

Marilyn A. Palley

STATE OF FLORIDA
COUNTY OF MONROE

The foregoing instrument was acknowledge before me this 5 day of March, 2004, by Reese Palley and Marilyn Palley as Reese Palley and Marilyn Palley, who is/are () personally known to me or () who provided FL DL as identification and who did take an oath.

Fredericka A. White
Typed Notary Name and Number

Fredericka A. White
Notary Signature
MY COMMISSION # CG 920194
EXPIRES: July 6, 2004
Bonded Thru Notary Public Underwriters

EXHIBIT. A.

A portion of Sea Lane, as platted in the official Records of Monroe County, Florida, as platted in Plat Book 5, Page 77, and more particularly described as follows:

BOUNDARY SURVEY OF: A parcel of land being a portion of the right of way line of Sea Lane as shown on the plat entitled "GEIGER MOBILE HOMES" according to the plat thereof, as recorded in Plat Book 5, at Page 77 of the Public Records of Monroe County, Florida, said parcel being more particularly described by metes and bounds as follows: BEGIN at the NE'y corner of Lot 25, Block 8, of the said plat of "GEIGER MOBILE HOMES" and run thence South along the W'y right of way line of the said Sea Lane for a distance of 55.00 feet to the NW'y right of way line of the said Sea Lane; thence bear N 31°05'12" E and along the said NW'y right of way line of Sea Lane for a distance of 96.84 feet to the E'y right of way line of the said Sea Lane; thence S 60°49'00" W for a distance of 57.27 feet back to the Point of Beginning.

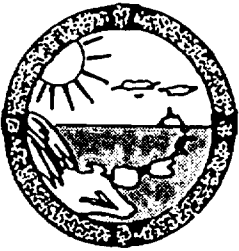
** DUPLICATE **
DANNY L KOLHAGE
MONROE COUNTY
CLERK OF CIRCUIT COURT
Mar 05, 2004 04:20pm
Receipt # 224198 Drawer PW-DRAWER
REESE PALLEY
Operator: pwilli
Amount 10.50
Instrument # 1429362 Type EASMT
Book # 1981 Page # 463 Time 16:19
Recording Fee 10.50
Reference: PALLEY
1540 10.50 CK

LEGAL DESCRIPTION

A PARCEL OF LAND BEING A PORTION OF THE RIGHT OF WAY LINE OF SEA LANE AS SHOWN ON THE PLAT ENTITLED "GEIGER MOBILE HOMES" ACCORDING TO THE PLAT THEREOF, AS RECORDED IN PLAT BOOK 5, AT PAGE 77 OF THE PUBLIC RECORDS OF MONROE COUNTY, FLORIDA, SAID PARCEL BEING MORE PARTICULARLY DESCRIBED BY METES AND BOUNDS AS FOLLOWS:

BEGIN AT THE NE'LY CORNER OF LOT 25, BLOCK 8, OF THE SAID PLAT OF "GEIGER MOBILE HOMES" AND RUN THENCE SOUTH ALONG THE W'LY RIGHT OF WAY LINE OF THE SAID SEA LANE FOR A DISTANCE OF 55.00 FEET TO THE NW'LY RIGHT OF WAY LINE OF THE SAID SEA LANE; THENCE BEAR N 31°05'12"E AND ALONG THE SAID NW'LY RIGHT OF WAY OF SEA LANE FOR A DISTANCE OF 95.84 FEET TO THE E'LY RIGHT OF WAY LINE OF THE SAID SEA LANE; THENCE S 60°49'00"W FOR A DISTANCE OF 57.27 FEET BACK TO THE POINT OF BEGINNING.

EXHIBIT D



Florida Keys Aqueduct Authority

Post Office Box 1239
1100 Kennedy Drive
Key West, Florida 33041-1239
Telephone (305) 296-2454

John M. Koenig, Sr.
Chairman
Key West

Lynn C. Mapes
Grassy Key

Mary L. Rice
Secretary-Treasurer
Marathon

Linda B. Wheeler
Key West

Harry E. Cronin
Key Largo

Roger Braun
Executive Director

January 6, 2003

Mr. and Mrs. Reese Palley
P.O. Box 1471
Summerland Key, Florida 33042

Re: Lots 25 & 26, Block 8 and a portion of Lot 1, Block 9
Geiger Mobile Homes Subdivision, Geiger Key, Florida

Dear Mr. and Mrs. Palley:

The FKAA Board of Directors approved at the December 19, 2002 meeting, the above referenced project.

Staff has researched your request and has no objection to the abandonment. There are presently two meters and piece of 2" water main located in the approved abandonment. The Owner has agreed to relocate the section of water main and the meters to the new right-of-way at his expense.

Should you have any questions, please do not hesitate to call this office.

Sincerely,

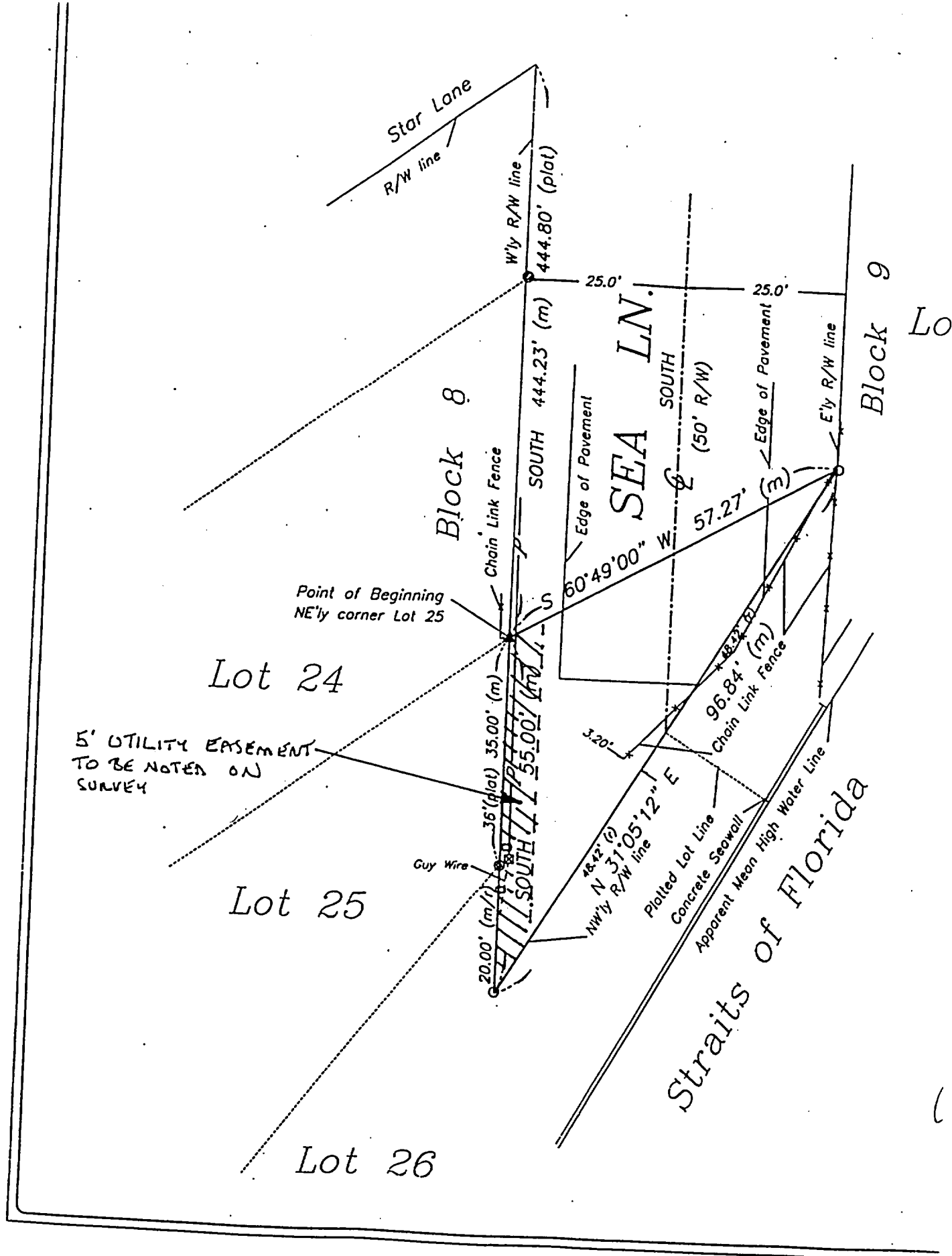
FLORIDA KEYS AQUEDUCT AUTHORITY

Edgar F. Nicolle, Jr.
Distribution Design Specialist

EFN/pm

cc: Bob Feldman, General Counsel
Arlyn Higley, Director of Maintenance Dept.
Monroe County Building Department

EXHIBITS E





(305) 295-1000
1001 James Street
PO Box 6100
Key West, FL 33041-6100
www.KeysEnergy.com

UTILITY BOARD OF THE CITY OF KEY WEST

August 30, 2002

Mr. Reece Palley
156 Sea Lane
Key West, Florida 33040

RE: ROAD ABANDONMENT

Dear Mr. Palley:

Keys Energy Services has no objection to the proposed abandonment as per the attached survey.

If you have any questions, please feel free to contact me at (305) 295-1055.

Sincerely,

UTILITY BOARD-CITY OF KEY WEST
"KEYS ENERGY SERVICES"

Carl R. Jansen, General Manager

David D. Price
Engineering Services Supervisor

DDP/ba

C:

C. Jansen, General Manager

D. Finigan, Director of Engineering/Control Center

Attachment

Utility Board Members

Robert R. Padron, Chairman
Leonard H. Knowles, Member

Dr. Otha P. Cox, Vice-Chairman
Gayle Swofford, Member

Lou Hernandez, Member

sandy/easelett



AT&T Broadband & Internet Services
1700 North Roosevelt Blvd. Unit 2
Key West, Florida 33040
305-296-8038

August 22, 2002

Mr. Reese Palley
Mrs. Marilyn Palley
156 Sea Lane
Key West, Florida 33040

RE: Road Abandonment Sea Lane, End of Street, See Attached Survey

Dear Mr. & Mrs. Palley:

AT&T Broadband has no objection to your road abandonment on Sea Lane on the attached survey.
If you have any further questions please feel free to contact me at 294-0992 x105.

Sincerely,

AT&T Broadband

A handwritten signature in black ink, appearing to read "Jerry Puto".

Jerry Puto, Construction Supervisor

This instrument was prepared by Barbara Archer, Keys Energy Services, on August 30, 2002

EASEMENT

KNOW ALL MEN BY THESE PRESENTS, that

(Reese and Marilyn Palley)

do hereby grant an easement to THE UTILITY
COMPANY OF THE CITY OF KEY WEST, FLORIDA, hereinafter called grantee, for
utility purposes, in, under, over and across the hereinafter described
land, in the management, operation, maintenance, extension, construction and
improvement thereof, to wit:

On the island of (Geiger Key) in Monroe County, Florida,

A parcel of land being a portion of the right of way line of Sea Lane as shown on the plat
entitled "GEIGER MOBILE HOMES" according to the plat thereof, as recorded in Plat Book
6; at Page 77 of the Public Records of Monroe County, Florida, said parcel being more
particularly described by metes and bounds as follows:

BEGIN at the Northeasterly corner of Lot 25, Block 8, of the said plat of "GEIGER MOBILE
HOMES" and run thence South along the Westerly right of way line of the said Sea Lane
for a distance of 55.00 feet to the Northwestern right of way line of the said Sea Lane;
thence bear North 31° 05' 12" East and along the said Northwestern right of way line of
Sea Lane for a distance of 96.84 feet to the Easterly right of way line of the said Sea
Lane; thence South 60° 49' 00" West for a distance of 57.27 feet back to the Point of
Beginning.

A general easement for the installation and maintenance of overhead wiring and all
appurtenances necessary.

Together with the right of ingress and egress over property of the
grantor(s), so as to afford the grantee complete use and enjoyment of this
easement, including the right to cut and trim, from time to time, trees,
brush, over-hanging branches and other natural obstructions on the above
described land, which may injure or interfere with the full and complete
use of the aforesaid easement.

This easement shall terminate if at any time its use is discontinued
for year(s).

IN WITNESS WHEREOF, these presents have been executed by the grantor(s)
herein, all as of the day of A.D. 19
Signed, Sealed and Delivered in the presence of:

Barbara Archer
(Witness)

Paul Davis
(Witness)

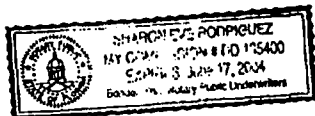
REESE PALLEY, GRANTOR

MARILYN PALLEY, GRANTOR

STATE OF FLORIDA ss
COUNTY OF MONROE

On SEPTEMBER 6, 2002 before me the undersigned, a Notary
Public in and for said County and State, personally appeared REESE PALLEY
AND MARILYN PALLEY known to me to be the person(s) whose
names ARE subscribed to the within instrument and acknowledged that
RE executed the same.

SEAL Sharon E. Rodriguez
Notary Public in and for
said County and State



BELLSOUTH
TELECOMMUNICATIONS ®

650 United St
Key West, FL 33040
Office: (305) 296-9078
Facsimile: (305) 294-4062

September 18, 2002

Marilyn and Reese Palley
156 Sea Lane
Key West, FL 33040

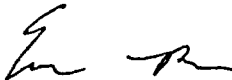
Subject: *Roadway Abandonment of Sea Lane along lots 25 and 26, Block 8, Geiger Mobil
Homes Subdivision, Monroe County, Florida*

To Mrs. and Mr. Palley:

Our engineering department has reviewed the above referenced request. Presently, BellSouth has existing facilities along the western boundary of the area in question. BellSouth has no objections to the abandonment of the above referenced Right of Way provided that a 5 foot utility easement is granted to maintain those facilities.

If further assistance is needed, please do not hesitate to call, Earl Beck, at (305) 296-9078.

Thank You,



Earl Beck
Project Manager, BellSouth

To whom it may concern:

We, Rachel Long, the owners of 152
Sea Lane, Geiger Key, Key West, Florida, have no
objection to the petition for road abandonment
requested by Reese and Marilyn Palley.

Rachel Long 10-3-02

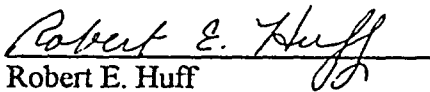
EXHIBITS F

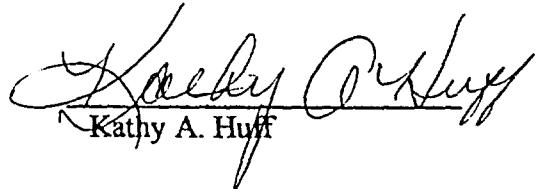
Robert E. & Kathy A. Huff
534 Hickory Street
Milford, MI 48381-1649
Phone: 248-685-9818
Fax: 248-685-1344
Email: Khuff1234@aol.com

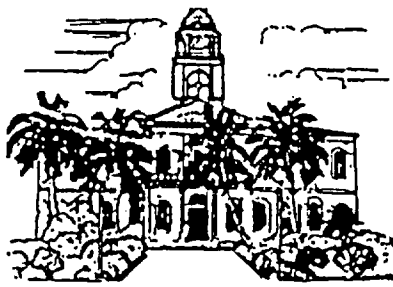
July 20, 2002

To Whom It May Concern:

We, Robert E. & Kathy A. Huff, the owners of 135 Sea Lane, Geiger Key, Key West,
Florida, have no objection to the petition for abandonment requested by Reese and
Marilyn Palley.


Robert E. Huff


Kathy A. Huff



BOARD OF COUNTY COMMISSIONERS

Mayor Dixie M. Spehar, District 1
Mayor Pro Tem Murray E. Nelson, District 5
George Neugent, District 2
Charles "Sonny" McCoy, District 3
David P. Rice, District 4

FIRE MARSHAL'S OFFICE
Marathon Gov't Annex Bldg.
490 - 63rd St., Ocean, Ste. 160
Marathon, FL 33050
(305) 289-6010
(305) 289-6013 FAX



INTEROFFICE MEMORANDUM

DATE: June 13, 2003
TO: Suzanne A. Hutton, Assistant County Attorney
FROM: Arthur "Wally" Romero, Assistant Fire Marshal *AW*
SUBJECT: ROAD ABANDONMENT INSPECTION:
(Sea Lane, Geiger Key)

The Monroe County Fire Marshal's Office has reviewed the above referenced proposed road abandonment. This office has no objection to the abandonment.

If the Fire Marshal's Office can be of any additional assistance in this matter, please contact our office.

cc: William D. Surina, Assistant Fire Marshal

@RoadAbdn/RoadAbdn/mw7.0


RECEIVED JUN 16 2003

CAY

MONROE COUNTY FIRE MARSHAL'S OFFICE

MEMORANDUM

TO: Suzanne Hutton
Assistant County Attorney

FROM: David S. Koppel 
County Engineer

DATE: October 28, 2003

RE: Road Abandonment Petition
Sea Lane, Geiger Key

RECEIVED

OCT 29 2003

MONROE COUNTY ATTORNEY

We have reviewed the above-referenced petition as well as our file and can find no document that shows the boat ramp or the land underneath to be owned by the County (except for a very small portion within the existing right-of-way). Therefore, the boat ramp would appear to be privately owned.

As such, we have no objection to the abandonment as proposed.

DSK/jl
SeaLaneAbandonmentSuzanneHutton.DOC

MEMORANDUM

To: Suzanne Hutton, Asst. County Attorney

From: K. Marlene Conaway, Director of Planning & Env. Res. *KMC*

Subject: The road abandonment for Sea Lane, Geiger Key

Date: March 12, 2004

RECEIVED

MAR 16 2004

MONROE COUNTY ATTORNEY

Per your request of March 9, 2004, our department does not have any objection to the road abandonment petition for Sea Lane on Geiger Key.

In researching your request, I found a memorandum from February 5, 2003 in which we discussed the need for Monroe County to preserve access to open water for the residents of Monroe County. In that same memo, we related that this petition does not interfere with that directive therefore our department has no objection to the petition.

Please let us know if you require additional information to complete this request for Geiger Key.